

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
AT KNOXVILLE

DERRICK (“RABBIT”) LOWERY, et al.,)
Plaintiffs,)
v.) No. 3:05-CV-560
MARTY EUVERARD, et al.,) (Phillips)
Defendants.)

ORDER

This matter came before the court for a motion hearing on August 17 and 18, 2006. Following the parties' presentation of evidence and oral argument, the following action was taken, the court having ruled from the bench:

1. Plaintiffs' motion for preliminary injunction [Doc. 41] is **DENIED**.
2. Plaintiffs' motion for partial summary judgment [Doc. 39] is **GRANTED**.
3. Plaintiffs' motion to compel and for sanctions [Doc. 47] is **DENIED AS MOOT**.
4. Defendants' motion to dismiss or for summary judgment [Doc. 55] is **DENIED**.
5. Defendants' motion to stay further discovery pending the court's ruling on qualified immunity [Doc. 60] is **DENIED AS MOOT**.

6. Plaintiffs' motion for extension of time to respond to defendants' motion for summary judgment [Doc. 66] is **DENIED AS MOOT**.

IT IS SO ORDERED.

ENTER:

s/ Thomas W. Phillips
United States District Judge